

STATE OF NEW JERSEY
STATEWIDE VIOLATIONS BUREAU SCHEDULE

Pursuant to R. 7:7-3, the following violations bureau schedule shall be in effect and shall be prominently posted at the location of the violations bureau.

MOTOR VEHICLE SECTION

<u>TITLE 39</u>	<u>PENALTY</u>
3-4 Driving or parking unregistered motor vehicle	\$ 20
3-9a Failure to notify change in name	20
3-9a Failure to endorse license	30
3-10 Driving with an expired license (When paying through the Violations Bureau the defendant is required to attach a photocopy of a valid driver's license to the summons.)	20
3-11 Conditional license violation	30
3-17 Failure of possession of driver's license and/or registration (Non-resident motorists)	20
3-20 Excess weight	510 plus \$100 for each 1,000 lbs.or fraction thereof
3-20 Speed violation	Same Penalties as 39:4-98
3-29 Failure of possession of driver's license and/or registration and/or insurance identification card (Note - If violation is for more than one offense involving license, registration or insurance card, they are separate offenses and the Penalty indicated is for each offense.)	20
3-29 Refusal to exhibit driver's license and/or registration and/or insurance identification card (Note - If violation is for more than one offense involving license, registration or insurance card, they are separate offenses and the Penalty indicated is for each offense.)	20
3-32 Failure to replace lost, destroyed or defaced driver's plates.	20
3-33 Display of unclear, indistinct license plates - (Limited to this portion of Statute only.)	20
3-36 Failure to notify complete change of address	20
3-38 Use of other marker (Limited to this portion of the Statute only.)	35
3-44 Vehicle in unsafe condition	25
3-47 Improper lighting equipment; altering equipment	20
3-49 Headlights	20
3-50 Improper use of emergency lights	20
3-51 Improper auxiliary driving lamps	20
3-52 Improper additional lighting equipment and use thereof	20
3-53 Spot lamps	20

PAYMENT OF STATUTORY PENALTY - R. 4:70-4(a)

1. Where the statutory penalty does not exceed \$50 for each offense, including where the minimum statutory penalty does not exceed \$50 for each offense, the defendant at any time before the hearing date, upon presentation of the signed plea of guilty and waiver of trial endorsed on the summons, may pay the penalty and in addition court costs of \$10 in the Violations Bureau subject to the limitations prescribed in R. 7:7, including the limitation when the summons is marked to indicate that a court appearance is required.
2. Where the statute provides simply for a MAXIMUM penalty not in excess of \$50, it may be disposed of by payment through the Violations Bureau of one-half of the maximum penalty plus \$10 court costs. For example, if the statute provides for a maximum of \$50, the penalty to be paid through the Violations Bureau is \$35 - \$25 plus \$10 court costs.
3. Where the statute provides for a MINIMUM penalty not in excess of \$50, for example, a penalty of not less than \$35 nor more than \$150, it may be paid through the Violations Bureau by a payment of \$45 - the \$35 minimum plus \$10 court costs.
4. Where the statute provides for a FIXED PENALTY ONLY, not in excess of \$50, for example: a statutory penalty of \$35 for a violation, it may be paid through the Violations Bureau by a payment of \$45 - the \$35 fixed by the statute plus \$10 court costs.

(Note that R. 4:70-4(a) applies to all offenses involving a statutory penalty not just to Fish and Game offenses. These offenses come under the Penalty Enforcement Law, N.J.S.A. 2A:58-1 et seq. and the statute uses the word "penalty" rather than "fine." It includes, for example, such violations as Weights and Measures, N.J.S.A. 51:1-29, Cigarette Tax Act, N.J.S.A. 54:40A-24, Fish and Game, N.J.S.A. 23:1-2, Conservation and Development, N.J.S.A. 13:9-44.10, Consumer Fraud Act, N.J.S.A. 56:8-14, Motor Fuel Retail Act, N.J.S.A. 56:6-4.1).

ALLOCATION OF PENALTY BETWEEN FINE AND COSTS

The penalty indicated on the Statewide Violations Bureau Schedule for each offense includes the fine and costs. For each offense, one-half of the penalty indicated or \$10, whichever is less, shall be the amount of costs and the balance shall be the fine. For the payment of statutory penalties pursuant to R. 4:70-4(a), however, which are addressed on page 11 of this Schedule, please note that the amount to be paid is the statutory penalty (as determined in the examples set forth on page 11) plus \$10 court costs.

FAILURE TO APPEAR ON RETURN DATES

1. When supplemental notice is sent, costs will be \$10 additional.
2. When warrant is issued, unless the judge otherwise orders, the amount of the bail indicated on the warrant shall be as follows: Parking offenses - The amount of the penalty plus \$15. All other listed offenses - The amount of the penalty plus \$25.

(Note: Under the provisions of R.S. 39:5-9, costs not to exceed \$15 may be deducted from forfeited bail in traffic cases.)

3. By executing the form of Authorization to Apply Bail Against Fine(s) and Costs and Waiver of Rights, a defendant against whom a warrant has been issued waives his rights to a lawyer and a trial, enters a plea of guilty to the offense charged and authorizes the municipal court clerk to apply the bail posted toward the payment of fines and costs owed. This form may be used only for traffic offenses, including parking offenses. Furthermore, it may be used only in those instances in which the offense charged is payable through the Statewide Violations Bureau Schedule or the violations bureau schedule adopted by the municipal court.

COURT APPEARANCE MANDATORY

For any offense not listed on this schedule (see next section on ORDINANCE VIOLATIONS), a court appearance is required unless the court authorizes defense by affidavit in accordance with the provisions of R. 7:6-6. For offenses involving traffic accidents resulting in personal injury, a court appearance is also required.

ORDINANCE VIOLATIONS - Ordinance violations, including parking and non-parking traffic offenses and other ordinance violations, may be listed on a separate Violations Bureau Schedule subject to the approval of the Assignment Judge.

APPEARANCE OF DEFENDANT IN CERTAIN CASES

The officer issuing the summons may, where in his opinion the circumstances indicate the defendant should appear in court, check the complaint and summons "Court Appearance Required" in which event the case may not be processed in the Violations Bureau.